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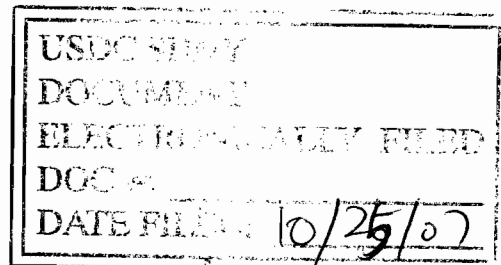
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October 25, 2007

BY TELECOPIER

Hon. Alvin K. Hellerstein
United States District Judge
United States District Court
Southern District of New York
(212) 805-0152



Re: Eisner v. Walleye Trading Advisors, LLC; Case No. 07 CIV 7837

Dear Judge Hellerstein:

We are counsel for defendant, Walleye Trading Advisors, LLC ("Walleye Trading"), and write in response to the October 23, 2007 letter from plaintiff's counsel to the Court.

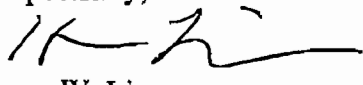
Plaintiff's counsel states, rather dramatically, that "[w]ith every day that passes, with Eisner refraining from working in the financial services industry, Eisner's career is being harmed, prompting the filing of the motion for preliminary injunction."

Plaintiff's counsel's statement is demonstrably false, on many levels and for many reasons, all of which are already set forth in detail in the papers that Walleye Trading timely served and filed on October 23, 2007 in opposition to plaintiff's pre-discovery motion for a preliminary injunction. By overnight courier we sent a courtesy copy to the Court as well, and we trust the Court received it.

Accordingly, we respectfully refer the Court to Defendant's Memorandum of Law in Opposition to Plaintiff's Motion for a Preliminary Injunction, the Affidavits of Ori Kushnir and L. Michael Levinson, and the Declaration of the undersigned, all dated or sworn to October 23, 2007.

As to the specific relief that plaintiff requests by way of his counsel's letter, Walleye Trading is content to leave such matters where they belong, in the Court's discretion.

Respectfully,


Harry W. Lipman

HWL:dr
2063

cc: Terri Chase, Esq. (by telecopier)

Both counsel are to close writing letters to court except as permitted by the Federal Local or Individual Rules. 10.25.07
Al K. Hellerstein